

**IN UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF ALABAMA
NORTHERN DIVISION**

**REPLY OF DEFENDANTS, CITY OF MONTGOMERY,
A.D. BAYLOR AND J.C. WEST TO PLAINTIFF'S RESPONSE
TO DEFENDANT'S MOTION FOR SUMMARY JUDGMENT**

Defendants, City of Montgomery, A.D. Baylor and J.C. West, adopt and incorporate the Reply to Plaintiff's Response to for Summary Judgment submitted by Defendants W.W. Caulfield, J.M. Gordon and Ronald Cook. Additionally, Defendants City of Montgomery, Baylor and West submit the following:

1. All Defendants filed a Motion for Summary Judgment on July 14, 2006.
2. On August 22, 2006, Plaintiff only filed a response in opposition to the Motion for Summary Judgment filed by Defendants Caulfield, Cook & Gordon.
3. There was no response filed by Plaintiff in opposition to the Motion for Summary Judgment submitted by Defendants City of Montgomery, A. D. Baylor and J.C. West. Therefore Defendants are entitled to summary judgment and dismissal of all claims against them.

Respectfully submitted this 29th day of August, 2006.

/s/ Kimberly O. Fehl
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CERTIFICATE OF SERVICE

I hereby certify that I have served a copy of the foregoing upon the following by placing a copy in the United States mail, postage prepaid and properly addressed or electronic email, on this the 29th day of August, 2006.

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